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4 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
5 AT SEATTLE

6 NICHOLAS LANDSIEDEL,

7 Petitioner,

8 v.

9 JEFF MOEN, et al.,

10 Respondent.

CASE NO. C16-1421-RAJ

ORDER DENYING PETITIONER'S
HABEAS PETITION WITH
PREJUDICE

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12 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's
13 answer thereto, the Report and Recommendation of Mary Alice Theiler, United States Magistrate
14 Judge, and the remaining record, does hereby find and Order:

- 15 (1) The Court adopts the Report and Recommendation;
16 (2) Petitioner's habeas petition and this action are DISMISSED, with prejudice;
17 (3) Petitioner is DENIED issuance of a certificate of appealability, and
18 (4) The Clerk is directed to send copies of this Order to petitioner, to counsel for
19 respondent, and to Judge Theiler.

20 DATED this 6th day of April, 2018.

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23 The Honorable Richard A. Jones
United States District Judge